

910-0801

ATTYNO:3440

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

TONI IVANOV,
Individually and on behalf a class,
Plaintiff,

v.

ALA CARTE ENTERTAINMENT, INC.,
EXCALIBUR CHICAGO, INC., and
DOES 1 – 10,
Defendants.

CASE NUMBER: 08 CV 2134
ASSIGNED JUDGE: JUDGE ZAGEL

DESIGNATED
MAGISTRATE JUDGE: MAGISTRATE JUDGE MASON

NOTICE OF MOTION

TO: Thomas E. Soule, Esq.
Edelman, Combs, Lattuner & Goodwin, LLC
120 S. La Salle Street, 18th Fl.
Chicago, Illinois 60603

PLEASE TAKE NOTICE that on July 10, 2008, at 10:15 a.m., or as soon thereafter as counsel may be heard, I shall appear before the Honorable James Zagel in Room 2503 of the Dirksen Federal Courthouse, 219 S. Dearborn Street, Chicago, Illinois (or another Judge sitting in his stead) and then and there present the DEFENDANTS' MOTION TO STRIKE PLAINTIFF'S AMENDED COMPLAINT – CLASS ACTION, a copy of which is attached hereto and herby served upon you.

Respectfully submitted,

MATTHEW J. MORRISSEY & ASSOCIATES, LTD.

s/ Matthew J. Morrissey

MATTHEW J. MORRISSEY
Attorney for Defendants

MATTHEW J. MORRISSEY & ASSOCIATES, LTD.
33 N. Dearborn Street, Suite 502
Chicago, Illinois 60602
312-541-4600

CERTIFICATE OF SERVICE

I, MATTHEW J. MORRISSEY, hereby certify that on July 9, 2008, a copy of the attached NOTICE OF MOTION and DEFENDANTS' MOTION TO STRIKE PLAINTIFF'S AMENDED COMPLAINT-CLASS ACTION were filed with the Court and that a copy was mailed electronically to the following persons the same date:

Thomas E. Soule, Esq. .
Edelman, Combs, Lattuner & Goodwin, LLC
120 S. La Salle Street, 18th Fl.
Chicago, Illinois 60603
courtecl@edcombs.com

s/ Matthew J. Morrissey
MATTHEW J. MORRISSEY